## IN THE SENATE

## SENATE BILL NO. 1071

## BY EDUCATION COMMITTEE

1	AN ACT
2	RELATING TO COURSES OF INSTRUCTION; AMENDING SECTION 33-1602, IDAHO CODE,
3	TO PROVIDE THAT CERTAIN PUPILS MUST PASS A CERTAIN CIVICS TEST IN ORDER
4	TO QUALIFY FOR GRADUATION FROM A SECONDARY SCHOOL AND TO PROVIDE RELATED
5	PROVISIONS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 33-1602, Idaho Code, be, and the same is hereby amended to read as follows:

- 33-1602. UNITED STATES CONSTITUTION -- NATIONAL FLAG AND COLORS -- NATIONAL ANTHEM -- "AMERICA" -- CITIZENSHIP -- SECONDARY SCHOOL GRADUATION REQUIREMENT. (1) Instruction in the Constitution of the United States shall be given in all elementary and secondary schools. The state board of education shall adopt such materials as may be deemed necessary for said purpose, and shall also determine the grades in which such instruction shall be given.
- (2) Instruction in the proper use, display and history of and respect for the American flag and the national colors shall be given in all elementary and secondary schools. Such instruction shall include the pledge of allegiance to the flag, the words and music of the national anthem, and of "America."
- (3) Every school board of trustees shall cause the United States flag to be displayed in every classroom during the school hours of each school day.
- (4) Every public school shall offer the pledge of allegiance or the national anthem in grades one (1) through twelve (12) at the beginning of each school day.
- (5) No pupil shall be compelled, against the pupil's objections or those of the pupil's parent or guardian, to recite the pledge of allegiance or to sing the national anthem.
- (6) Instruction in citizenship shall be given in all elementary and secondary schools. Citizenship instruction shall include lessons on the role of a citizen in a constitutional republic, how laws are made, how officials are elected, and the importance of voting and of participating in government. Such instruction shall also include the importance of respecting and obeying statutes which are validly and lawfully enacted by the Idaho legislature and the congress of the United States.
- must correctly answer at least sixty percent (60%) of the questions listed on the civics test in order to qualify for graduation from a secondary school. Thereafter, all other pupils must correctly answer at least seventy percent (70%) of the questions on the civics test in order to qualify for graduation from a secondary school. A school district or public charter school shall document on the pupil's transcript that the pupil has passed the civics test pursuant to this subsection. The school district or governing body of the

charter school may determine the method and manner in which to administer the civics test. A pupil may take the civics test, in whole or in part, at any time after enrolling in grade 7 and may repeat the test as often as necessary to pass the test. For the purposes of this subsection, "civics test" means the one hundred (100) questions used by officers of the United States citizenship and immigration services as a basis for selecting the questions posed to applicants for naturalization, in order that the applicants can demonstrate a knowledge and understanding of the fundamentals of United States history and the principles and form of United States government, as required by 8 U.S.C. section 1423. The state board of education may promulgate rules implementing the provisions of this subsection.